

ORDINANCE NO. 86 1113-B

AN ORDINANCE ORDERING A REZONING AND CHANGING THE ZONING MAP ACCOMPANYING CHAPTER 13-2A OF THE AUSTIN CITY CODE OF 1981 AS FOLLOWS: 1.08 ACRES OF LAND OUT OF AND A PART OF TRACT 1 OF THE L.G. WHITEHEAD SUBDIVISION, LOCALLY KNOWN AS 1021 WEST BRAKER LANE, FROM "DR" DEVELOPMENT RESERVE TO "P" PUBLIC DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

PART 1. Chapter 13-2A of the Austin City Code of 1981 is hereby amended to change the base zoning district from "DR" Development Reserve to "P" Public District on the property described in File C14r-86-167, to-wit:

1.0807 acres of land out of and part of Tract I of the L.G. Whitehead Subdivision, a subdivision of record in Book 15, Page 64, Plat Records of Travis County,, Texas, said 1.0807 acres of land also being out of and a part of that certain tract of land described in deeds to Elizabeth Lucille Funderburgh, of record in Volume 6662, Page 2094, and Volume 8957, Page 182, Deed Records of Travis County, Texas; said 1.0807 acres of land being more particularly described by metes and bounds in Exhibit "A", attached hereto and incorporated herein for all purposes,

locally known as 1021 West Braker Lane in the City of Austin, Travis County, Texas.

PART 2. It is hereby ordered that the Zoning Map accompanying Chapter 13-2A of the Austin City Code of 1981 and made a part thereof shall be changed to as to record the change ordered in this ordinance.


PART 3. That the development of the property herein described shall be accomplished in accordance with the site plan attached hereto as Exhibit "B", or as such site plan is subsequently adjusted or modified as provided by subsection 13-2A-6100 et seq., of the Austin City Code of 1981. Except to the extent that such site plan is inconsistent therewith, the development and use of the property described herein shall be in accordance with applicable ordinances of the City of Austin.

PART 4. The rule requiring that ordinances shall be read on three (3) separate days is hereby suspended, and this ordinance

shall become effective ten (10) days following the date of its passage.

PASSED AND APPROVED


November 13, 1986


Frank C. Cooksey
Mayor

APPROVED:


Barney L. Knight
City Attorney

ATTEST:


James E. Aldridge
City Clerk

SJS/saf
86-167

EXHIBIT "A"

1.0807 Acres

DESCRIPTION

DESCRIPTION OF 1.0807 ACRES OF LAND OUT OF AND PART OF TRACT I OF THE L.G. WHITEHEAD SUBDIVISION, A SUBDIVISION OF RECORD IN BOOK 15, PAGE 64, PLAT RECORDS OF TRAVIS COUNTY, TEXAS, SAID 1.0807 ACRES OF LAND ALSO BEING OUT OF AND A PART OF THAT CERTAIN TRACT OF LAND DESCRIBED IN DEEDS TO ELIZABETH LUCILLE FUNDERBURGH, OF RECORD IN VOLUME 6662, PAGE 2094, AND VOLUME 8957, PAGE 182, DEED RECORDS OF TRAVIS COUNTY, TEXAS; SAID 1.0807 ACRES OF LAND SURVEYED BY MCGRAY & MCGRAY LAND SURVEYORS, INC. IN JUNE 1986, AND IS MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING at a 1/2 inch rebar found near a fence corner at the northwest corner of Tract 2 of said L.G. Whitehead Subdivision, same being the northeast corner of that certain tract of land shown to contain 1.81 acres of land and to be in the name of R.J. Kramer on the 1986 Tax Records of Travis County, Texas, same being the southeast corner of that certain tract of land described in a deed to Barbara Anne Goergen, Trustee, of record in Volume 7416, Page 40, Deed Records of Travis County, Texas, same being the southwest corner of said Funderburgh tract and of this tract, from which a 3/4 inch iron pipe found in the east line of Plains Trail, a 50 feet wide right-of-way, at the northwest corner of said 1.81 acre tract, same being the southwest corner of said Goergen tract, bears N60°13'42"W 151.55 feet;

THENCE, with the east line of said Goergen tract, same being the west line of said Funderburgh tract and of this tract, crossing said Tract I and along or near an existing wire fence, N29°30'48"E 80.01 feet to a 1/2 inch rebar found at a fence corner at an interior ell corner of said Tract I, same being the southeast corner of that certain tract of land described in a deed to Dean M. Greenwood and Wayne R. Harkins, of record in Volume 8784, Page 890, Deed Records of Travis County, Texas, same being the northeast corner of said Goergen tract, from which a 1/2 inch rebar found in the east line of said Plains Trail, at the northwest corner of said Goergen tract, same being the southwest corner of said Greenwood/Harkins tract, bears N60°21'59"W 149.93 feet;

THENCE, with the east line of said Greenwood/Harkins tract, same being the west line of said Tract I, of said Funderburgh tract and of this tract, and along or near an existing barbed wire fence, N29°40'00"E 200.59 feet to a 1/2 inch rebar found at the northwest corner of this tract in the curving proposed south line of Braker Lane; a proposed 120 feet wide addition to the existing 60 feet wide right-of-way, from which a 1/2 inch rebar found in the existing south line of Braker Lane, a 60 feet wide right-of-way, at the most northerly northwest corner of said Tract I and of said Funderburgh tract, bears N29°38'48"E 59.58 feet and

N29°41'12"E 59.91 feet and also from said northwest corner of this tract another 1/2 inch rebar found at the northeast corner of said Greenwood/Harkins tract bears N29°38'48"E 59.58 feet;

THENCE, crossing said Tract I and said Funderburgh tract and with the proposed south line of Braker Lane, same being 120.00 feet south of and parallel to the south line of the existing 60 feet wide Braker Lane, same also being the north line of this tract, and with a curve to the right, having a radius of 540.00 feet, an arc length of 23.19 feet, the chord of which bears S62°02'54"E 23.19 feet to a 1/2 inch rebar set at the end of said curve and leaving said curve, S60°44'55"E 143.82 feet to a 1/2 inch rebar set at the northeast corner of this tract, from which a 1/2 inch rebar found in the existing south line of said Braker Lane at the northeast corner of said Funderburgh tract bears S84°54'51"E 293.13 feet;

THENCE, departing the proposed south line of Braker Lane and continuing to cross said Tract I and said Funderburgh tract and with the east line of this tract, S29°40'00"W 282.79 feet to a 3/4 inch iron pipe found in a chain link fence at an interior ell corner of said Tract I and said Funderburgh tract, same being the northeast corner of said Tract II and the southeast corner of this tract;

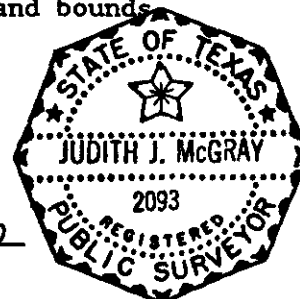
THENCE, with the north line of said Tract II and a south line of said Tract I, same being the south line of this tract, and along or near an existing chain link fence, N60°10'42"W 166.79 to the POINT OF BEGINNING and containing 1.0807 acres of land within these metes and bounds.

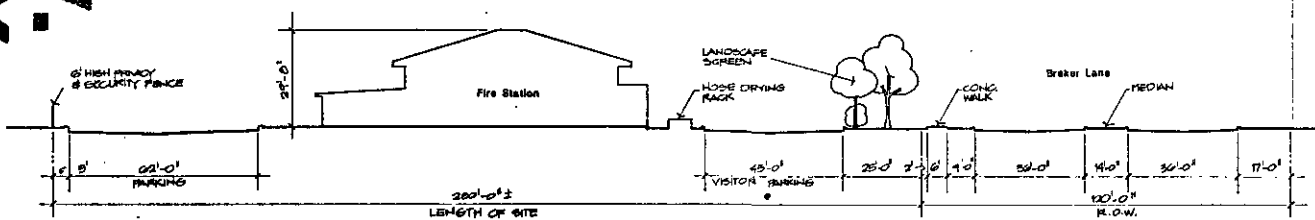
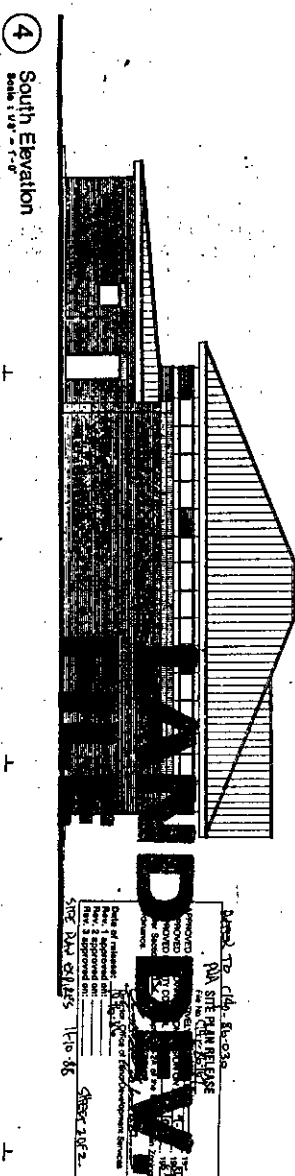
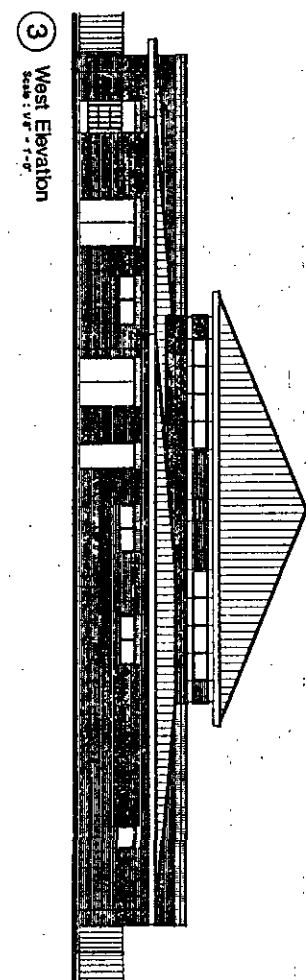
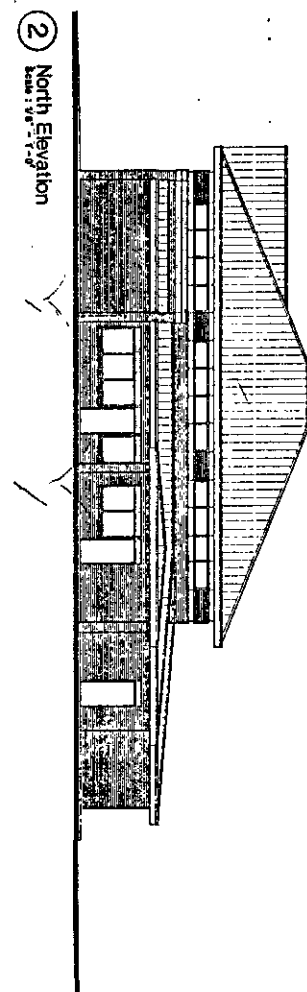
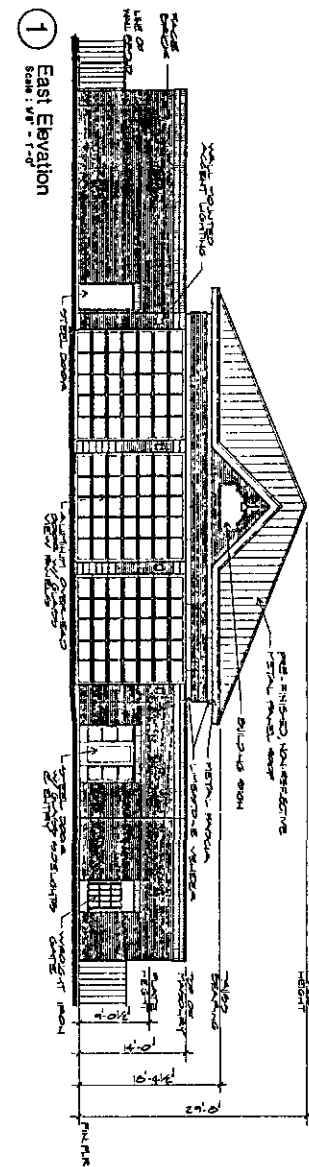
SURVEYED BY: McGRAY & McGRAY LAND SURVEYORS, INC.
3309 Hancock Drive
Austin, Texas 78731 451-8591

Judith J. McGray
Judith J. McGray, Reg. Public Surveyor No. 2093

7-1-86
Date

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Project #
Date
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Austin American-Statesman

City of Austin

AFFIDAVIT OF PUBLICATION

THE STATE OF TEXAS
COUNTY OF TRAVIS

Before me, the undersigned authority, a Notary Public in and for the County of Travis, State of Texas, on this day personally appeared:

James R. Frizzell

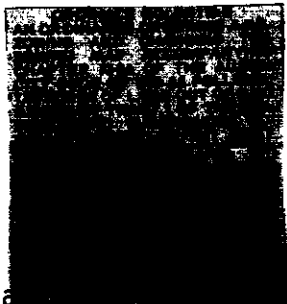
Classified Advertising Agent of the Austin American-Statesman, a daily newspaper published in said County and State, who being duly sworn by me, states that the attached advertisement was published in said newspaper on the following dates, to wit:

November 24th, 1986

and that the attached is a true copy of said advertisement.

SWORN AND SUBSCRIBED TO BEFORE ME, this the 24th

Day of November A.D. 1986.



Denise Stegall
(Type or Print Name of Notary)

Denise Stegall
Notary Public in and for
TRAVIS COUNTY, TEXAS

3/3/90
(My Commission Expires)